

DT02 Rec'd PCT/PTO

07 JAN 2005

U. S. PATENT AND TRADEMARK OFFICE
U.S. DEPARTMENT OF COMMERCE

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

21141YP

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/520566

INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE
PCT/US03/22077 14 July 2003

PRIORITY DATE CLAIMED
18 July 2002

TITLE OF INVENTION
COMBINATION THERAPY FOR THE TREATMENT OF OBESITY

APPLICANT(S) FOR DO/EO/US

DOUGLAS J. MacNEIL, JAMES H. McINTYRE, LEONARDUS H.T. VAN DER PLOEG, and AKANE ISHIHARA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This is an express request to begin national examination procedures [35 U.S.C. 371(f)]. The submission must include items (5), (6), (9) and (21) indicated below.
4. The US has been elected (PCT Article 31).
5. A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
 - a. is attached hereto (required only if not communicated by the International Bureau).
 - b. has been communicated by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. An English language translation of the International Application as filed [35 U.S.C. 371(c)(2)].
 - a. is attached hereto
 - b. has been previously submitted under 35 U.S.C. 154(d)(4).
7. Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)].
 - a. are attached hereto (required only if not communicated by the International Bureau).
 - b. have been communicated by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].
9. An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].
10. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)].

Items 11 to 20 below concern other document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A preliminary amendment.
14. An Application Data Sheet under 37 CFR 1.76.
15. A substitute specification.
16. A power of attorney and/or change of address letter.
17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. Other items or information:

07/12 REC'D/PCT/PO 07 JAN 2005

U.S. APPLICATION NO. (If known, <u>37 CFR 1.5</u>) 10/520566	INTERNATIONAL APPLICATION NO. PCT/US03/22077	ATTORNEY'S DOCKET NUMBER 21141YP	
21. The following fees are submitted:			
<input checked="" type="checkbox"/> a) Basic national fee..... \$300.00		\$300.00	
<input checked="" type="checkbox"/> b) Examination fee..... \$200.00		\$200.00	
<input checked="" type="checkbox"/> c) Search fee \$500.00		\$500.00	
TOTAL OF ABOVE CALCULATIONS = \$1000.00			
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
- 100 =	0 /50	0 = 0	X \$250.00
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date [37 CFR 1.492(e)].			
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total Claims	25 - 20 =	5	X \$50.00
Independent Claims	11 - 3 =	8	X \$200.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ \$360.00	
TOTAL OF ABOVE CALCULATIONS (SUBTOTAL) =			\$2,850.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date [37 CFR 1.492(f)]. +			
TOTAL NATIONAL FEE =			\$2,850.00
Fee for recording the enclosed assignment [37 CFR 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property. +			
TOTAL FEES ENCLOSED =			\$2,850.00
Adjustment Date: 07/11/2005 MKAYPAGH 01/13/2006 LLANDGRA 00000068 132755 10520566 02 FC:1632 500.00 CR			Amount to be refunded:
			Amount to be charged:
07/12/2005 RRAHPTP... 00000001 132755 10520566 Sale Ref: 00000001 DPA:check5 in the amount of \$ _____ to cover the above fees is enclosed. 01 FC:1642 b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 13-2755 in the amount of \$2,850.00 to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to the Deposit Account No. 13-2755. A duplicate copy of this sheet is enclosed.			
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the International Application to pending status.			
SEND ALL CORRESPONDENCE TO: Customer No. 000210 MERCK & CO., INC. Patent Department, RY60-30 P.O. Box 2000 126 East Lincoln Avenue Rahway, New Jersey 07065-0970			
DATE: <u>January 7, 2005</u>		<u>Baerbel L. Brown</u> SIGNATURE	
PHONE #: <u>(732) 594-0672</u>		<u>BAERBEL R. BROWN</u> NAME	
		47,449 REGISTRATION NUMBER	